IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 229 OF 2007

Nitin Nilratna Misal ..Petitioner

Vs.

The State of Maharashtra ..Respondent

Mr. Rajiv Patil for petitioner.
Mr. U.V. Nikam, APP for State.

CORAM: B.H. MARLAPALLE, J.

Date : January 23, 2007.

P.C.:

1. Heard Mr. Patil the learned counsel for the petitioner and the learned APP for the State.

2. Perused the complaint filed by Mrs.Bharati, the wife of the applicant and as per the statement recorded by the police on 11/12/2006 and having regards to the nature of the allegations made in the said complaint, I am satisfied that the custodial interrogation of the applicant is not warranted and the reasoning given by the learned Additional Sessions Judge in his order dated 20/1/2007 for refusing to grant anticipatory bail to the present applicant is

not justified.

3. The application is, therefore, allowed and it is directed that in the event of his arrest in connection with C.R. No.496 of 2006 registered with Wanawadi Police Station at Pune, the applicant be released on bail on furnishing a PR bond in the sum of Rs.5000/- with one solvent surety for the like amount and on the condition that he will be available for interrogation as and when called by the police till the investigation is completed and he shall not leave Pune unless he obtains prior permission from the concerned police station.

(B.H. Marlapalle,J.)